

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Accommodation – Residential – Allotment of vacant SRT Govt. Qtr.No.D-33 at B-Blocks, Malakpet Colony, Hyderabad to Sri K.Haribabu, Attender, High Court of A.P., Hyderabad as per the orders of Hon'ble High Court of A.P., Hyderabad in Writ Petition No.30602 of 2011 dt.28-11-2011 – Orders – Issued.

GENERAL ADMINISTRATION (ACCOM.C3) DEPARTMENT

G.O.Ms.No. 76

Dated: 31-1-2012.

Read the following:-

1. G.O.Ms.No.248, G.A (Accom.B) Department, dt.17-5-1973.
2. G.O.Ms.No.630, G.A.(Accom.C2) Department dt.29-10-2010.
3. From the E.O, Hyderabad, Lr.No.D1/MC-122/MP/343/2010/64/11, dt.24-1-2011
4. G.O.Ms.No.342, G.A.(Accom.C2) Department dt.20-6-2011.
5. Reprn Sri K.Haribabu, Attender, High Court of A.P., Hyderabad, dt.1.7.2011.
6. Govt. Memo No.21730/AC2/2011, dt.23.7.2011.
7. Reprn Sri K.Haribabu, Attender, High Court of A.P., Hyderabad, dt.20-8-2011.
8. Govt. Memo No.21730/AC2/2011-1, dt.20.10.2011.
9. From Assistant Registrar, High Court of AP, Hyd, Writ Petition No.30602 of 2011, dt.28.11.2011.
10. From Sri K.Haribabu, Attender, High Court of A.P, Hyd, dt.nil, received on 11-1-12.

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ORDER:

In the G.O 2nd read above, K.Haribabu, Attender, High Court of A.P., Hyderabad was allotted 2RT Govt.Qr. No.MC-122 at Malakpet Colony, Hyderabad in relaxation of 3(4) under Rule 20 of Allotment of Govt. Quarters Rules, 1973 on his request on SRT seniority. He did not occupy the Quarter and kept vacant in his name for more than (7) months causing loss of revenue to Government.

2. In the reference 3rd read above, the Estate Officer, Hyderabad stated that Govt. have allotted the 2RT Govt.Qr. No.MC-122, Malakpet Colony, Hyderabad to Sri Haribabu, Attender, High Court of AP, Hyderabad. A seven days notice dt.8-11-2010 has been issued to him calling for willingness for occupation of allotted quarter. But, he has not responded so far. Therefore, the Estate Officer, Hyderabad requested the Govt. to cancel the allotment of said quarter in favour of Sri Haribabu and the same may be re-allotted to some other eligible Govt. employee.

3. Based on the report of E.O, Hyderabad, dt.24-1-2011 Govt. cancelled the allotment of Govt. Quarter No.MC-122 at Malakpet Colony in favour of Sri K. Haribabu, Attender, High Court of AP, Hyderabad and allotted to Sri B.Krushna Mysoora Reddy, Watchman, o/o A.P. State Human Rights Commission, Nampally, Hyderabad vide G.O 4th read above.

4. In the reference 5th read above, Sri K.Haribabu, Attender, High Court of A.P., Hyderabad informed that he cleared the dues to said departments (electricity and water), but could not shift to the allotted Quarter No.MC-122 at Malakpet Colony due to ill health of his mother. Further he requested the Govt. to re-allot the said quarter to him on humanitarian grounds.

5. In the reference 6th read above, the Govt. informed him that the 2RT Govt.Qr.No.MC-122, Malakpet Colony was allotted to some other applicant and hence his request for re-allotment of the same quarter is not feasible for consideration.

6. In the reference 7th read above, Sri K.Haribabu, Attender, High Court of A.P., Hyderabad informed that the Govt. Quarter No.MC-262 at Malakpet Colony due to be vacant shortly. He has requested the Govt. to allot the said quarter to him on humanitarian grounds. The said request was rejected vide reference 8th read above.

7. Aggrieved by the Govt. Memo 8th read above, he filed the Writ Petition No.30602 of 2011 in High Court of Andhra Pradesh, Hyderabad and the Hon'ble High Court of A.P., Hyderabad in its order dt.28-11-2011 observed that it is not in dispute that originally the quarter was allotted to the petitioner, but the petitioner did not join and therefore, the Govt. has rightly allotted the said quarter some other eligible person and disposed off the same directing the Govt. to take appropriate decision in accordance with law on the representation of the petitioner dt.20-8-2011.

8. In the reference 10th read above, Sri K.Haribabu, Attender, High Court of A.P., Hyderabad informed that the Govt. Quarter No.MC-262 at Malakpet Colony due to be vacant shortly. He has requested to consider his application as per High Court of A.P., Hyderabad directions in W.P.No.30602 of 2011, as per law and requested to allot the Govt. Quarter No.MC-262, Malakpet Colony, Hyderabad.

9. After careful examination of the matter, in the light of the directions of Hon'ble High Court of AP, Hyderabad in Writ Petition No.30602 of 2011, dt.28-11-2011 Government hereby allot the eligible vacant SRT Govt Qtr No.D-33 at Malakpet Colony, Hyderabad to Sri K.Haribabu, Attender, High Court of A.P., Hyderabad as per eligibility under Rule 3(5) of Allotment of Govt.Qtr. Rules, 1973. He is informed that if he does not occupy the allotted quarter within the stipulated time, the allotment will be cancelled, he will be debarred for two years and action will be taken in the matter as per rules in force under Rule (9) & (12) without any intimation. Further no exchange of quarter will be entertained under any circumstances. The allotment of the said quarter is made subject to the following terms and conditions:-

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1. The Allottee is informed that (a) no request for change of the quarter either in the same colony or in any other colony will be entertained; (b) as per rules intimation about the occupation or other wise should be given to the Estate Officer, Hyderabad, within five days from the date of receipt of the allotment order by the officer concerned, failing which he/she may be liable for payment of rent in accordance with sub-rule (1) of Rule 12 for Allotment of Government Quarters Rules, 1973. (c) He/She is informed that if he/she fails to take possession of the quarter within eight days from the date of allotment order, he/she is liable to be debarred for a period of two years for purpose of allotment of Government quarters.
 2. The Allottee shall pay rent at the rate of 10% of his/her emoluments or the Standard Rent of the quarter, whichever is less, besides foregoing H.R.A. Electricity and Water charges will also have to be borne by the Allottee.
 3. If the Allottee subsequently avails House Building Advance at any time or constructs or purchases or acquires a ready built house or owns a house in his/her name anywhere in Greater Hyderabad, he/she should intimate the fact to General Administration (Accom.C) Department, Secretariat, Hyderabad and to the Estate Officer, Hyderabad. He/She should be prepared to vacate the Govt. Quarter forthwith if he/she owns a house in the Twin Cities in his/her name or his/her dependant's name.
 4. The Allottee shall intimate the date of occupation of the quarter allotted to him/her within five days of taking possession of the quarter to (i) his/her Department in which he/she is working, (ii) Drawing and Disbursing Officer concerned (iii) Estate Officer, Hyderabad (iv) General Administration (Accom.) Department.
 5. The Department concerned is requested to deduct the monthly rental amount every month from the Allottee's salary and credit it to the Head of Account "0216 Housing - 01 Government Residential Buildings - 106 - General Pool Accommodation - 01 Rents" and send a rental statement to the Estate Officer, Hyderabad every month.
 6. The Drawing Officer concerned is requested to note that in cases of employees/officials who are Allottees of Government Quarters and who are transferred out of city, Last Pay Certificate should not be issued unless No Due Certificates are produced from the A.P. Transco and Water Works Departments.
 7. The Drawing Officer concerned is requested to note that in respect of retired employees who are Allottees of Government Quarters, the Gratuity etc., should not be paid unless No Due Certificates are produced from A. P. Transco and Water Works Department.
 8. The Department/the Officer concerned is also requested to intimate promptly to General Administration (Accom.C) Department and the Estate Officer, Rent Collection Unit, Hyderabad whenever the Allottee is transferred out of City, retired, resigned or is ousted from service, etc.
 9. The Allottee should produce the following certificates and deposit receipt before the Estate Officer, Hyderabad and obtain Possession Memo of the allotted quarters positively within eight days from the date of allotment orders, viz., (1) Declaration of the Allottee that he/her or members of his family, do not own / own house anywhere in India (2) Certificates from the Pay Drawing Officer of the Allottee that he/her was sanctioned / not sanctioned H.B.A; (3) electricity and water meter readings shall be noted by the Allottee himself/herself in the presence of respective departmental field staff at the time occupation and surrender of the quarter, duly attested by the Estate Officer, Hyderabad, failing which the Allottee is personally responsible for any variations in billing noticed at a later date.
 10. In case, the Allottee is not interested in the occupation of the quarter allotted to him/her, he/she is requested to inform the General Administration (Accom.C) Department and Estate Officer, Hyderabad in writing within 8 days of the allotment orders. In case, no reply is received or the possession of the quarter is not taken within 8 days from the date of this order, this allotment is liable to be cancelled without any further notice.
 11. If the Allotted officer has furnished false / incorrect information and secured a quarter / flat, his/her allotment shall be cancelled without any prejudice to any other action that may be taken and penal rent will be recovered. The Allottee Officer should not erect any unauthorized structure in any part of the quarter / flat. If the quarter / flat is not used for bonafide residential use or if there is any breach of Allotment Rules, the allotment is liable to be cancelled forthwith.
 12. Section 4(5) and (6) of the Allotment of Govt. Quarters Rules, 1973 strictly applies to this Allotment order.
 13. In case, the allotment is on exchange basis, the Allottee Officer shall clear the arrears of rent, water and electricity charges of the present quarter and shall pay the deposits of electricity and water charges of the new quarter before taking possession memo from the Estate Officer, Hyderabad. The Estate Officer, Hyderabad is requested to inform the Allottee the date of physical vacation of the above quarter to enable him to take possession of the same within 8 days.
 14. The provisions of A.P. Public Premises (Eviction of Unauthorized Occupants) Act, 1968 and A.P. Public Premises (Eviction of Unauthorized Occupants) Rules 1968 apply to this allotment order in case of any violation of the terms and conditions of allotment by the allottee.
10. The Estate Officer, Hyderabad shall take necessary action to give physical possession of the Quarter to the allottee on production of no dues clearance certificates issued by the concerned DEE/AEE (R&B) Electrical on par with Civil/AP Transco and Water Works Department.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

MOHD.RAZIUDDIN SHAKIR
DEPUTY SECRETARY TO GOVT.(ACCOM.)

To
Sri K.Haribabu, Attender, High Court of A.P., Hyderabad
The Registrar, High Court of Andhra Pradesh, Hyderabad.
The Drawing Office concerned
The Estate Officer, Hyderabad
The Executive Engineer, (R&B), NBD, Nampally, Hyderabad
The D.E.E/A.E (R&B Electrical), NBD, Nampally, Hyderabad
The Deputy Chief Accountant, Elec. Rev. Office, AP Transco, Hyderabad.
The Executive Engineer, Water Works Division, Hyderabad
The Pay and Accounts Officer, A.P, Hyderabad
The AEE, (R&B), Malakpet Colony, Hyderabad.
Copy to C.No.21730/Accom.C3/2011.
Copy to SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER